

# HEAD, JOHNSON & KACHIGIAN

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22141 U.S.PTO  
10/765364

012704  
Barcode

January 27, 2004

Mail Stop Patent Application  
Commissioner of Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Re: U.S. Continuation-in-Part Patent Application for "**AN APPARATUS AND METHOD FOR VACUUM SEALING A FOOD ITEM PACKAGE**"  
Our File No. PAC002-00/00761B

Dear Sir:

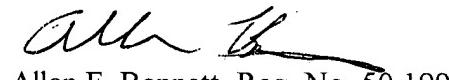
Enclosed please find a patent application on the above, and the following documents:

1. Declaration and Power of Attorney for Emanuele Terminella, Frank Terminella and Joseph Terminella
2. Applicant hereby claims small entity status under 37 CFR 1.27.
3. Drawings (4 sheets)
4. Request and Certification

The application contains 4 claims with 1 independent claim. This application is a continuation-in-part application and claims benefit of U.S. Patent Application 09/932,315, filed August 17, 2001.

Also enclosed is our check in the amount of \$385.00 to cover the filing fee. Please charge or credit any other fees during prosecution of this case to Deposit Account No. 08-1500.

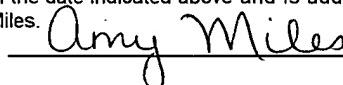
Respectfully submitted,

  
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Date of Deposit: January 27, 2004

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to the Commissioner of Patents, Alexandria, VA 22313-1450 by Amy Miles.



PATENT  
PAC002-00/00761A  
Customer No.24,118

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: TERMINELLA ET AL. )  
                                    )  
SERIAL NO: Unknown             )  
                                    )  
FILED: 01/27/2004             )  
                                    )  
FOR: AN APPARATUS AND METHOD )  
      FOR VACUUM SEALING A     )  
      FOOD ITEM PACKAGE        )  
                                    )  
ART UNIT: UNKNOWN             )  
                                    )  
EXAMINER: UNKNOWN             )

**REQUEST AND CERTIFICATION**

Commissioner of Patents  
Alexandria, VA 22313-1450

Dear Sir:

I hereby certify that the invention disclosed in the attached application **has not and will not be** the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing. I hereby request that the attached application not be published under 35 U.S.C. 122(b).

Respectfully submitted,

*Allen F. Bennett*  
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